

ASSIGNED

Application No. 38896

Certificate Record No. 10035 Book 34 Page 10035

THE STATE OF NEVADA CERTIFICATE OF APPROPRIATION OF WATER

WHEREAS, William A. Nisbet, Agent has presented to the State Engineer of the State of Nevada Proof of Application of Water to Beneficial Use, from an underground source through a drilled well, pump and distribution system for Mining and Milling purposes. The point of diversion of water from the source is as follows: SE $\frac{1}{4}$ SW $\frac{1}{4}$ (Lot 2) of Section 26, T.33N., R.45E., M.D.B.&M., or at a point from which the SE corner of said Section 26, bears S. 83° 49' E., a distance of 2,919 feet. situated in Lander County, State of Nevada.

Now KNOW YE, That the State Engineer, under the provisions of NRS 533.425, has determined the date, source, purpose, amount of appropriation, and the place where such water is appurtenant, as follows:

Name of appropriator Milchem, Inc.

Post-office address Battle Mountain, Nevada

Amount of appropriation 0.35 c.f.s., but not to exceed 5.9 million

Period of use, from January 1st to December 31st gallons annually of each year

* Date of priority of appropriation December 21, 1978

Description of Works of diversion, manner and place of use:

Water is developed by means of a 185 foot deep, 8 inch casing, drilled well. Thence conveyed via a distribution system to the place of use which is in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 25 and the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 26, all within T.33N., R.45E., M.D.B.&M. Thence it is used for mining and milling purposes.

*This certificate changes the point of diversion of a portion of Permit 36331, hence the date of priority remains the same as under Permit 36331.

This certificate is issued subject to the terms of the Permit.

The right to water hereby determined is limited to the amount which can be beneficially used, not to exceed the amount above specified, and the use is restricted to the place and for the purpose as set forth herein.

IN TESTIMONY WHEREOF, I, PETER G. MORROS, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this

Compared 1mw/bd

Recorded 22nd day of JUNE, A.D. 1982

County Records.

State Engineer